



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Shimkets

Confirmation No.: 3752

Application No.: 09/991,053

Group Art Unit: 1653

Filed: November 21, 2001

Examiner: Robinson, Hope A.

For: NOVEL NUCLEIC ACID SEQUENCES  
ENCODING HUMAN SLIT-, MEGF-, AND  
ROUNABOUT-LIKE POLYPEPTIDES

Attorney Docket No.: 15966-540  
(Cura-40 CON S10)

**TERMINAL DISCLAIMER**

**STATEMENT UNDER 37 CFR 3.73(b)**

The above identified patent application is assigned to CuraGen Corporation by an assignment from the inventor which was recorded in the United States Patent Office on June 7<sup>th</sup> 2000, at book 010907, page 0924; the assignment is that of a full and entire interest in said application.

United States Patent Application Serial No. 09/520,781 is assigned to CuraGen Corporation by an assignment from the inventor which was recorded in the United States Patent Office on February 1<sup>st</sup> 2002, at book 012558, page 0598; said assignment extends to continuing applications including United States Patent Application Serial No. 09/957,187; the assignment is that of a full and entire interest in said applications.

Petitioner CuraGen Corporation, the assignee of the complete and full interest in United States Patent Application 09/991,053, hereby disclaims, except as provided below, the terminal part of any patent granted on the instant application which would extend beyond the expiration date of any patent granted on Application Serial No. 09/957,187, filed on September 19<sup>th</sup> 2001, as shortened by any terminal disclaimer. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the above-listed application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

Date: 6/24/04

CURAGEN CORPORATION

By: 

Christopher K. McLeod  
Executive Vice President